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*Attorneys for Plaintiff-Counterdefendant
Navigant Consulting, Inc.*

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

NAVIGANT CONSULTING, INC., a Delaware
corporation,

Plaintiff-Counterdefendant,

v.

JESS VARUGHESE, an individual,

Defendant-Counterplaintiff.

Case No. 07 CIV 4854 (PKL)

**NOTICE OF MOTION TO DISMISS
COUNTERCLAIMS**

JURY TRIAL DEMANDED

PLEASE TAKE NOTICE that Plaintiff/Counterdefendant Navigant Consulting, Inc. will move the Court (Hon. Peter K. Leisure), at the United States Courthouse, 500 Pearl Street, Courtroom 18B, New York, New York, at a date and time convenient to the Court, for an order dismissing Counts I and II of the defendant/counterplaintiff's Counterclaims pursuant to

Fed. R. Civ. P. 12(b)(6) on the grounds that each fails to state a claim upon which relief can be granted.

PLEASE TAKE FURTHER NOTICE that, pursuant to Local Civil Rule 6.1(b), any opposing affidavits and answering memoranda shall be served within ten business days hereof.

Dated: July 18, 2007
New York, New York

Respectfully Submitted,
FOLEY & LARDNER LLP

By: /s/ Robert A. Scher
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